



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/694,452	10/23/2000	Michael Thomas Brady	BLD9-2000-0056US1	9596

22865 7590 07/16/2002

ALTERA LAW GROUP, LLC
6500 CITY WEST PARKWAY
SUITE 100
MINNEAPOLIS, MN 55344

EXAMINER

NGO, CHUONG D

ART UNIT PAPER NUMBER

2124

DATE MAILED: 07/16/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/894,452

Applicant(s)

Brady et al

Examiner

Ngp

Group Art Unit

2124

—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE three MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

Status

- ☒ Responsive to communication(s) filed on 5-1-2002
- ☒ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- ☒ Claim(s) _____ is/are pending in the application.
- Of the above claim(s) _____ is/are withdrawn from consideration.
- ☐ Claim(s) _____ is/are allowed.
- ☒ Claim(s) 1-49 is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☐ Claim(s) _____ are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
 - ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been received.
 - ☐ received in Application No. (Series Code/Serial Number) _____
 - ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

*Certified copies not received: _____

Attachment(s)

- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☐ Interview Summary, PTO-413
- ☐ Notice of Reference(s) Cited, PTO-892
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Other _____

Office Action Summary

DETAIL OF ACTION

1. Claims 1-11 and 36-49 stand rejected under 35 U.S.C. 102(b) as being clearly anticipated by Dierke (5,854,757).

Dierke discloses in cols. 3-7 a fast discrete cosine transform including arranging transform equations into at least one collection (T) having at least two transform constants, and independently scaling the transform constants for each collection with a scaling term (S). The scaling terms are chosen to simplify the transform equations and enable the scaled transform constants (N) to be represented by sums of power of 2 terms inherently with an error within a predetermined error allowance.

2. Claims 12-35 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Dierke (5,854,757).

It is noted that Dierke does not disclose a use of the data processing in a data compression system, especially in a printer. However, since the use of discrete cosine transform in a compression system is well-known in the art, a person of ordinary skill in the art would have found it an obvious application to use the discrete cosine transform as taught by Dierke in a data compression system and in a printer as claimed in order to reduce circuitry and processing time.

3. Claims 1-49 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Pineda (5,701,263) in view of Mattela et al. (5,781,239).

As per claims 1-11 and 36-49, Pineda discloses in cols. 3-5 a fast discrete cosine transform processing including arranging transform equations into at least one collection having at least two transform constants, and independently scaling the transform constants for each collection with a scaling term (P_u). The scaling terms are chosen inherently according to a predetermined cost function. It is noted that Pineda does not disclose the scaled transform constants (T_{xu}) represented by sums of power of 2 terms. However, Mattela et al. suggests in figure 16 and in col. 15, lines 50 - col. 16 line 18 the representations of the scaled transform constants by sums of power of 2 terms in order to perform multiplications by simple shift/add operations. Thus it would have been obvious to a person of ordinary skill in the art to represent the scaled transform constants (T_{xu}) of Pineda by sums of power of 2 terms for performing multiplications by simple shift/add operations as taught by Pineda in order to reduce circuitry and processing time.

As per claims 12-35, the combination of Pineda and Mattela et al. do not disclose a use of the discrete cosine transform processing in a data compression system, especially in a printer. However, since the use of data transform in a compression system is well-known in the art, a person of ordinary skill in the art would have found it an obvious application to use the data processing as taught by combined references in a data compression system and in a printer as claimed in order to reduce circuitry and processing time.

4. Applicant's arguments filed 05-01-2002 have been fully considered but they are not persuasive because the claims do not require all the at least two. Indeed, the claims only require each discrete cosine transform constants to be scaled by one of the discrete cosine transform constants. This requirement is clearly met by both Dierke and Pineda. In Dierke, each is obtained by dividing elements in each row i (for $i=0-7$) of the matrix T by the element i of the vector S ; and each element i in vector S clearly having the same value of one of the coefficients in matrix T located on row i and at a column that the corresponding element in Matrix N has a value 1. Similarly, In Pineda, the scaled transform constants T_{xu} (for $x=0-7$, $u=0-7$) are obtained by dividing each transform coefficient C_{xu} by a scaling factor P_u ; and each scaling factor P_u clearly having the same value of one of the transform coefficient C_{xu} where the corresponding the scaled transform constants T_{xu} has a value 1. Further, it should be note that any number that represented in binary for digital processing is also represented in sums of powers-of-2.

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

Serial No: 09/694,452
Art Unit: 2124

5

however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chuong D. Ngo whose telephone number is (703) 305-9764. The examiner can normally be reached on Monday-Friday from 7:30 AM to 6:00 PM.

The fax phone number for the organization where this application or proceeding is assigned are as follows:

(703) 746-7238	(After Final Communication)
(703) 746-7239	(Official Communication)
(703) 746-7240	(For Status inquiries, draft communication)

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

06-11-02.



Chuong D. Ngo
Primary Examiner
Art Unit 2124